

02-11-05

1246

PTO SB 21 (09-04)

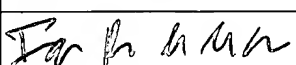
Approved for use through 07/31/2006. OMB 0391-0081


U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> <small>(to be used for all correspondence after initial filing)</small>	Application Number	09/581770	
	Filing Date	December 29, 2000	
	First Named Inventor	Kuber T. Sampath	
	Art Unit	1646	
	Examiner Name	Ruixiang Li	
Total Number of Pages in This Submission	7	Attorney Docket Number	JJJ-P01-520

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Copy of references AY-AF1 Return Receipt Postcard
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	ROPES & GRAY LLP		
Signature			
Printed name	Ignacio Perez de la Cruz		
Date	February 10, 2005	Reg. No.	55,535

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 53653060 US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Dated: February 10, 2005	Signature:  (Linda Blake)

Feb 10 2005  
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV553653060 US, in an envelope addressed for MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: February 10, 2005

Signature:   
(Linda Bleko)

Docket No.: JJJ-P01-520  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:

Kuber T. Sampath

Confirmation No.: 7664

Application No.: 09/581770

Art Unit: 1646

Filed: December 29, 2000

Examiner: Ruixiang Li

For: METHODS FOR MAINTAINING OR  
RESTORING TISSUE-APPROPRIATE  
PHENOTYPE OF SOFT TISSUE CELLS

February 10, 2005

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS)**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed before the mailing date of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114 (37 CFR 1.97(b)).

A copy of each reference on the PTO/SB/08 is attached, except the U.S. patents. Examiner Ruixiang Li, in a telephone call to the undersigned on February 10, 2005, indicated that no copies of the U.S. patent documents need to be provided to the Office.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information

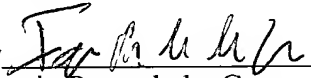
as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

Applicants believe no fee is due with this response. However, the Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 18-1945, under Order No. JJJ-P01-520. A duplicate copy of this paper is enclosed.

Dated: February 10, 2005

Respectfully submitted,

By   
\_\_\_\_\_  
Ignacio Perez de la Cruz

Registration No.: 55,535  
ROPES & GRAY LLP  
45 Rockefeller Plaza  
New York, New York 10111-0087  
(212) 497-3613  
(212) 497-3650 (Fax)  
Attorneys/Agents For Applicant

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A.B.PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>		<b>Complete If Known</b>	
		Application Number	09/581770
		Filing Date	December 29, 2000
		First Named Inventor	Kuber T. Sampath
		Art Unit	1646
		Examiner Name	Ruixiang Li
Sheet 1 of 1	Attorney Docket Number	JJJ-P01-520	

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
	AN	US-6,565,843	05-20-2003	Cohen et al.	
	AO	US-6,077,823	06-20-2000	Kuberasampath et al.	
	AP	US-6,495,513	12-17-2002	Rueger et al.	
	AQ	US-6,407,060	06-18-2002	Charette et al.	
	AR	US-6,506,729	01-14-2003	Rueger et al.	
	AS	US-6,723,698	04-20-2004	Rueger et al.	
	AT	US-6,090,776	07-18-2000	Kuberasampath et al.	
	AU	US-5,849,686	12-15-1998	Kuberasampath et al.	
	AV	US-6,399,569	06-04-2002	Cohen et al.	
	AW	US-6,211,146	04-03-2001	Kuberasampath et al.	
	AX	US-6,022,853	02-08-2000	Kuberasampath et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
	AY	WO 92/15323		09-17-1992	Creative Biomolecules, Inc.	
	AZ	WO 98/20890		05-22-1998	Creative Biomolecules, Inc.	
	AA1	WO 98/50060		11-12-1998	Creative Biomolecules, Inc.	
	AB1	WO 97/41880		11-13-1997	Creative Biomolecules, Inc.	
	AC1	WO 98/27995		07-02-1998	Creative Biomolecules, Inc.	
	AD1	WO 98/54572		12-03-1998	Creative Biomolecules, Inc.	
	AE1	WO 99/12560		03-18-1999	Creative Biomolecules, Inc.	
	AF1	WO 97/07135		02-27-1997	Creative Biomolecules, Inc.	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

## Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV553653060 US in an envelope addressed to:

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on February 10, 2005  
Date



Signature

Linda Blake

Typed or printed name of person signing Certificate

Registration Number, if applicable

212-841-5700  
Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

IDS (Citation) by Applicant (1 page) (8 References)